is the Cochin Wireless Telegraphy Bill. That is a Bill for the administration of the radios. The lack of a legislation on the lines of the Bill is causing great inconvenience and loss of revenue. It is a long time since the passing of the British Indian legislation on the subject. So that Bill will be taken up, and any time that may be left will be utilised for non-official business.

The House rose for lunch at 1-10 p.m. and re-assembled at 2-30 p.m. with the Deputy President in the Chair.

The Cochin Town Councils Bill *(cont.)*

Clause 2

Mr. M. Sivarama Menon *(Advocate-General):* Mr. President, Sir, I wish to move an amendment to clause 2—"Insert the following as sub-clause (xvi) of clause 2 and renumber sub-clauses (xvi) to (xxxiii) as (xvii) to (xxxiv).—

(xvi) 'Medical officer means any person with medical qualifications deputed by the President, whether he be a Councillor or not'."

Sub-clauses 16 to 33 may be renumbered. That is only for the purpose of introducing a new definition of the term "Medical Officer". Why such a definition is sought to be introduced will be clear from the amendments that are sought to be moved tor sections 243, 287, 288, 291, 293 and 297. I have already tabled an amendment to the effect that the words "any person with medical qualifications deputed by the President" wherever they occur in t ose sections may be deleted because this term is found often repeated in those sections. Therefore in reading the sections it is not quite happy on account of the repetition. It is to avoid repetition that a definition of "medical officer" is given. Then in those sections we need only make use of the term "medical officer" in the place of "any person with medical qualifications deputed by the President". It is not at all a substantial amendment.

Mr. K. P. Kannan Nayar *(Secretary to Government):* I second it.

The amendment put and carried

Clause 2 as amended put and carried

Clause 3

Mr. M. K. Devassy *(Adur):* I do not move my amendments.

Clause 3 put and carried

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Clauses 4 & 5

Mr. K. Ayyappan *(Ezhuvas-Kanayannur):* A poll Sir. That cannot form part of the Bill.

Mr. V. J. Mathai *(Planters):* May I know which section cannot form part of the Bill?

Mr. K. Ayyappan *(Ezhuvas-Kanayannur):* Every section that is put.

Mr. V. J. Mathai *(Planters):* On a point of order, we must know what he objects to?

Mr. K. Ayyappan *(Ezhuvas-Kanayannur):* What was the motion before the House?

Deputy President: Order, order.

Mr. K. Ayyappan *(Ezhuvas-Kanayannur):* I withdraw my objection.

Mr. M. K. Devassy *(Adur):* I do not move my amendments.

Clauses 4 and 5 put and carried

Clauses 6 to 9

Mr. C. V. Iyyu *(Kunnamkulam):* My amendment to clause 6 is "In sub-clause (1) of clause 6, substitute the figures '3500' in the place of '4000' and also substitute '15000' in the place of '20000'."

Deputy President: When did you give notice of this amendment?

Mr. C. V. Iyyu *(Kunnamkulam):* I think I gave the notice yesterday.

Deputy President: It is a substantial amendment. I cannot allow any substantial amendment to be moved with such a late notice.

Amendment ruled out

Clauses 6 to 9 put and carried

Mr. C. V. Iyyu *(Kunnamkulam):* The Hon'ble Deputy President has misunderstood the whole situation. I have moved an amendment to clause 6 sufficiently early and that was allowed and according to that amendment there was a change to be made in the proviso. Even if the amendment to the proviso is not allowed I do not mind. I moved amendments to that clause sufficiently early.

Deputy President: The whole difficulty arose on account of the fact that the hon'ble member represented that he gave notice of it only yesterday. Now, on the basis of that representation I ruled it out as late and put the clauses to the House and they have

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been carried. The thing is over now. Once the motion is carried the Chair also is powerless to change it.

Clause 10

Mr. C. V. Iyyu *(Kunnamkulam):* To clause 10 my amendment is as follows.—"In sub-clause (2) to clause 10, substitute the word 'elected' in the place of the word 'nominated'."

Mr. V. K. Bhaskara Menon *(Cranganur):* I second it.

Mr. M. Sivarama Menon *(Advocate-General):* I oppose the amendment. Clause 10 as it stands is this.—"Every Council shall elect its President from its Councillors: Provided that for the first Council Government shall and for any subsequent Council or Councils Government may, if they so determine, in respect of any or all towns nominate the President from among the members of the Council." This proviso is added in order that it may be operative only if these Councils are brought into existence for the first time. There is such a provision in Act XVIII of 1113 also. That will apply only to the very first Council that will be constituted. In the case of the Irinjalakkuda Municipality also that was done and the Irinjalakkuda Municipal Council is now having its elected Chairman.

My objection to that amendment is that it is only as a preliminary to the formation of these Town Councils that such a provision is made, and it is not operative after the first Council comes into existence. The effect of the provision is that for the first time a Council is constituted Government shall nominate and for the subsequent Councils Government may nominate the President if they so determine. It will be found that this reserved power is retained even under the original Act of 1096.

It will be seen therefrom that where Government by notification determine that they shall appoint a Chairman they can do so. This appears to be a harmless provision. There is no necessity to press that amendment. It does not involve any great principle.

Mr. C. V. Iyyu *(Kunnamkulam):* The whole Municipal Act was framed by a Government which is not responsible to this legislature. The present Bill is introduced by a popular Minister who is responsible to the legislature. There should be some advancement in the principles of democracy and it is on this principle that I have sponsored this amendment and I press the amendment to a division.

Amendment put and lost

Mr. M. K. Devassy *(Adur):* My amendment is to the effect that in "clause 10 (1): Delete the proviso and substitute the following: 'Provided that the nominated members in the Council shall not vote in the election of the President and the Vice-President'."

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M. K. R. Viswambharan *(Ezhuvas-Talappalli):* I second the amendment.

Dr. A. R. Menon *(Minister for Rural Development):* It is a principle obtaining in all institutions which are allowed nominated members to its deliberations to give absolute equality and equal privileges both to the elected and to the nominated members. That principle is observed in the municipalities of the State and also in the Panchayats so much so that even a nominated member of the Panchayat can stand for the Presidentship and as a matter of fact there are a number of Presidents of the Panchayats today who were nominated and not elected. As this Bill occupies a place between the Municipal Bill and the Panchayat Bill, and as I have already observed, this principle is accepted both in the Municipalities and Panchayats, this is also incorporated here and I do not think it proper that any nominated member should be deprived of any rights or privileges enjoyed by the elected members; for the nomination only connotes that certain interests and certain sections which could not otherwise be represented by election are nominated. They enjoy in the view of the Government the same privileges as the members elected. For these reasons, I am sorry Government cannot accept this amendment.

Mr. V. J. Mathai *(Planters):* I rise to oppose this amendment because it raises a vast issue, the question of the status of the nominated members. These nominated members all come under that category Do we deny to them the privileges which are enjoyed by the elected members. What is the principle by means of which nomination takes place? Nomination takes place on account of some categorisms, because they could not get representation in the Council. Take for example the Jewish Constituency or the Depressed Classes. The question is where do they stand. Do you and I refuse them equal status when once they are nominated to the Council? For that reason I must oppose this amendment.

മിസ്റ്റർ വി. കെ. കുട്ടി: മിസ്റ്റർ പ്രസിഡണ്ട്, സർ, പ്രസിഡണ്ടിന്റെ ഏലക്ഷനും, വൈസ് പ്രസിഡണ്ടിന്റെ ഏലക്ഷനും നടത്തുവാനുള്ള അധികാരം നോമിനേറ്റുചെയ്യുവന്നിട്ടുള്ള മെമ്പർമാർക്ക് വിട്ടുകൊടുക്കുവാൻ പാടില്ലെന്നാണ് ഈ ഭേദഗതിയുടെ ഉദ്ദേശം. ഞാൻ ഈ കൌൺസിലിലെ ഒരു നോമിനേറ്റഡ് മെമ്പറെന്നുള്ള നിലയിലാണ് സംസാരിക്കുന്നതെന്ന പക്ഷം നിങ്ങൾ ധരിക്കുന്നുണ്ടെങ്കിൽ അതിൽ തെറ്റില്ല.

മിസ്റ്റർ കെ. ആർ. വിശ്വംഭരൻ: ഈ കൌൺസിലിന്റെ കാര്യമല്ല, ഇത് ടെയ്ൻ കൌൺസിലിന്റെ കാര്യമാണ്.

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മിസ്റ്റർ വി. കെ. കൃട്ടി: നോമിനേഷന്റെ ഉദ്ദേശം ഗവണ്മെണ്ടിന്റെ പിൻബലം വർദ്ധിപ്പിക്കുകയല്ല. ജനപ്രതിനിധിയല്ലാത്തതും പിന്നോക്കം നില്ക്കുന്നതുമായ സമുദായ താല്പര്യങ്ങൾക്കും ഈ രാജ്യത്ത് രാഷ്ട്രീയാധികാരം നല്കുന്നതിനും പ്രതിനിധിസ്ഥാപനങ്ങൾ വഴി ആ സമുദായങ്ങൾക്കും താല്പര്യങ്ങൾക്കും അവരുടെ അഭിപ്രായങ്ങളേയും ആവശ്യങ്ങളേയും പ്രകാശിപ്പിക്കുവാനും സൌകര്യം നല്കുക എന്നതാണ് നോമിനേഷന്റെ ഉദ്ദേശമെന്ന് ഞാൻ ധരിച്ചിട്ടുള്ളതു്. (ഹീയർ, ഹീയർ) സമുദായപ്രാതിനിധ്യ തത്വത്തെ മുൻനിറുത്തിക്കൊണ്ട് രാജ്യത്തെ ഭരണകൂടത്തെപ്പോലും അടിമറിക്കുവാൻ മുന്നോട്ടുവന്നിട്ടുള്ള ആളുകൾ ഇങ്ങിനെയുള്ള വാദങ്ങൾ കൊണ്ടുവരുമ്പോൾ എനിക്കു അതിയായ അത്ഭുതവും വ്യസനവും തോന്നുന്നുണ്ട്. രാഷ്ട്രീയ കാര്യങ്ങളിൽ ആത്മാർത്ഥതയ്ക്കു ഇടം ഇല്ലെന്നാണൊ ഇതിന്റെ അർത്ഥമെന്നു മനസ്സിലാകുന്നില്ല. ഇപ്പോൾ നോമിനേഷന്റെ കാര്യത്തിൽ സമുദായങ്ങളെ മാത്രമല്ല മറ്റു ചില താല്പര്യങ്ങളേയുംകൂടി ഗവണ്മെണ്ടു് സ്വീകരിച്ചിട്ടുണ്ടു്. കൊച്ചി നിയമസഭയിൽതന്നെ നോമനേഷനുവേണ്ടി ചില പ്രത്യേക സീറ്റുകൾ വെച്ചിട്ടുള്ളതുപോലെ മറ്റു പ്രതിനിധിസ്ഥാപനങ്ങളിലും പ്രത്യേക സീറ്റുകൾ നോമിനേഷനായി നീക്കിവെച്ചിട്ടുണ്ടു്. പ്രാദേശിക സ്വയംഭരണം ലഭിച്ച മദ്രാസിൽ ഗവണ്മെർ നോമിനേറ്റു ചെയ്ത ഒരാളെ മന്ത്രിയായിപ്പോലും തിരഞ്ഞെടുത്തിരിക്കുന്നു. അങ്ങിനെയിരിക്കെ നോമിനേഷനിൽ ഇത്രകണ്ടു് അവഹേളനാർഹമായൊ അരോചകമായൊ എന്താണുള്ളതെന്നു് മനസ്സിലാകുന്നില്ല. ഒരിക്കൽ നോമിനേറ്റു ചെയ്തുകഴിഞ്ഞാൽ നോമിനേറ്റു ചെയ്യപ്പെടുന്നയാൾക്കു മറ്റുള്ളവരെപ്പോലെയുള്ള എല്ലാ അധികാരാവകാശങ്ങളും ഉണ്ടായിരിക്കേണ്ടതാണു്. പ്രസിഡണ്ടിന്റെയൊ വൈസ്പ്രസിഡണ്ടിന്റെയൊ തിരഞ്ഞെടുപ്പിൽ വോട്ടവകാശം മാത്രമല്ല സ്ഥാനാർത്ഥിത്വത്തിനുപോലും അവർക്കു അവകാശവും അധികാരവുമുണ്ടായിരിക്കണം. പ്രജായത്ത ഭരണത്തിൽ ഭൂരിപക്ഷത്തിന്റെ മർദ്ദനമുറ സ്വാഭിപ്രായം പ്രകടിപ്പിക്കാനൊ സ്വതാല്പര്യങ്ങളെ സംരക്ഷിക്കാനൊ സൌകര്യവും തന്റേടവുമില്ലാതെ കിടക്കുന്ന ന്യൂനപക്ഷസമുദായങ്ങൾക്കും മർദ്ദിതതാല്പര്യങ്ങൾക്കുമുള്ള ഒരനുഗ്രഹമത്രെ നോമിനേഷൻ. ആ നോമിനേഷനെ അവഹേളിക്കുന്ന ഭൂരിപക്ഷത്തിന്റെ ബലമുള്ള മർദ്ദകന്മാരാണെന്നതുതന്നെ ഈ നോമിനേഷൻ സമ്പ്രദായത്തെ സാധൂകരിക്കുന്നതിനു തികച്ചും മതിയാകുന്നതാണു്.

മിസ്റ്റർ കെ. എസ്സ്. പണിക്കർ: നോമിനേഷൻ സമ്പ്രദായത്തെ സ്വാഗതം ചെയ്യുവരുന്ന ഒരു സമുദായമാണു് ഈഴവസമുദായം. അടുത്തകാലത്തു് പഞ്ചായത്തു ഡിപ്പാർട്ടുമെണ്ടിൽ ഉണ്ടായിട്ടുള്ള നോമിനേഷൻ സമ്പ്രദായത്തിന്റെ തിക്തകാനുഭവംവെച്ചു നോക്കുമ്പോൾ ഇപ്പോൾ നടന്നുവരുന്ന ആ സമ്പ്രദായത്തെ എതിർക്കാതെ തരമില്ല. അവശസമുദായങ്ങളുടെ കാര്യത്തിൽ അവശ സമുദായങ്ങളിൽനിന്നുതന്നെ ഒരാളെ നോമിനേറ്റു ചെയ്യുന്നതിനു പകരം ആ സമുദായങ്ങളിൽനിന്നു് ആ സമുദായം തിരഞ്ഞെടുക്കുന്ന സമ്പ്രദായം സ്വീകരിക്കുന്നതായാൽ അഹ്മന്മാരായിട്ടുള്ളവർക്കും, പഞ്ചായത്തുകളിൽകടന്നുകൂടുവാൻ സാധിക്കും. ഈ ആക്ഷേപം ഇന്നോ ഇന്നലയൊ ഉണ്ടായിട്ടുള്ളതല്ല. അതു ന്യൂനപക്ഷസമുദായങ്ങളുടെ അവകാശത്തിനുവേണ്ടി അവരുടെ സമുദായത്തിൽനിന്നു് ഒരാളെ നോമിനേറ്റു ചെയ്യുന്നതിനു പകരം ആ സമുദായങ്ങൾതന്നെ അവരുടെ പ്രതിനിധികളെ തിരഞ്ഞെടുത്തുകൊള്ളട്ടെ എന്നു വെക്കുന്നതായിരിക്കും നല്ലതു്.

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മിസ്റ്റർ കെ. പി. വള്ളോൻ: ഈ ഭേദഗതിയെ സംബന്ധിച്ചു ബഹുമാനപ്പെട്ട ഇഴവ മെമ്പർ പറഞ്ഞതിനെപ്പറ്റി എനിക്കും രണ്ടു വാക്കു പറയുവാനുണ്ടു്. നോമിനേഷൻ സമ്പ്രദായം അവശ സമുദായങ്ങൾക്കു മാത്രമല്ല, തിരഞ്ഞെടുപ്പിൽനിന്നു ജയിക്കുവാൻ തരമില്ലാത്തവരുടെ താല്പര്യങ്ങളെ സംരക്ഷിക്കുവാനായിട്ടും വെച്ചിട്ടുള്ളതാണു്. എന്നാൽ അധഃകൃത സമുദായമെന്നും അവശ സമുദായമെന്നും പറയപ്പെടുന്ന സമുദായങ്ങളുടെ നോമിനേഷൻ ഇപ്പോഴും നടക്കുന്നുണ്ടു്. അങ്ങിനെയുള്ള നോമിനേഷൻ കൊടുത്തുവരുന്നതു് ചില പ്രത്യേക ആളുകൾക്കാണു്. അധഃകൃത സമുദായത്തിൽ പെട്ട ആളുകൾക്കു് ഇങ്ങിനെയുള്ള നോമിനേഷൻകൊണ്ടു് അവരുടെ സ്വതന്ത്രനിലയിൽ മുന്നോട്ടുവരുവാൻ സാധിക്കുന്നില്ല. നോമിനേറ ചെയ്യപ്പെടുന്ന ആളുകൾ ആരായിരുന്നാലും അവർ പ്രാപ്തന്മാരും സമുദായത്തിനുവേണ്ടി സദുദ്ദേശത്തോടുകൂടി പ്രവൃത്തിക്കുന്നവരുമായിരിക്കണമെന്നുള്ളതിനു സംശയമില്ല. താഴ്മ്മണ്ടിൽ നിന്നു് ചെയ്യുന്ന നോമിനേഷൻ ചിലവ്യക്തികൾക്കു കിട്ടുവാൻ വേണ്ടിയാണു് അവർ ജനപ്രാതിനിധ്യത്തിനു് ഏലക്ഷൻ ആവശ്യമാണെന്നു പറയുന്നതു്. എന്നാൽ ഏലക്ഷനിൽനിന്നു ജയിക്കുവാൻ പ്രാപ്തനായ ആളുകൾ ഇല്ലാത്തസ്ഥലത്തു് ഏലക്ഷൻകൊണ്ടു സാധിക്കുകയില്ല. അങ്ങിനെ ശക്തിയില്ലാത്തവരും അപ്രാപ്തരുമായ സമുദായങ്ങൾ ഉള്ള സ്ഥാനങ്ങളിൽ ഏലക്ഷൻ സമ്പ്രദായം വെക്കുന്നതു് ദോഷകരമായിരിക്കുമെന്നാണു് എനിക്കു പറയുവാനുള്ളതു്.

Deputy President: If any other member wants to speak on this amendment the speech should be strictly confined to the scope of the amendment. I shall not allow any further speech diagressing into matters not covered by the amendment.

Mr. A. B. Salem *(Mattancheri):* I move for a closure of the discussion.

Mr. K. Ayyappan *(Ezhuvas-Kanayannur):* I second it.

Motion put and carried.

Mr. M. K. Devassy *(Adur):* Before it is put to vote I must have a chance to express whether I should press or not. I have a right of replying. I do not press the amendment.

Amendment by leave withdrawn

Mr. C. V. Iyyu *(Kunnamkulam):* Of course there is no necessity for my amendment to clause 10 also.

Clauses 10 to 36 put and carried

Clauses 11 to 154

Mr. M. K. Devassy *(Adur):* I do not want to move any of the amendments.

Clauses 37 to 154 put and carried

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Clause 155

***Mr. M. Sivarama Menon** *(Advocate-General)*:* The Bill as originally drafted used the word "use" in section 155 at the beginning; "Subject to sub-section (5) of this section no person shall use—

(*a*) any motor vehicle for carrying passengers for hire, or

(*b*) any motor lorry....." The Select Committee substituted the word "keep" for the word "use".

Most probably it must have been under a misapprehension that it has reference to taking up licenses on payment of fees for keeping up of motor vehicles. This gives special powers to the Municipalities to regulate traffic within their jurisdiction, *i.e.* a motor lorry wishing to ply within the jurisdiction of the Municipality cannot do so without a license of the Municipality. The Council may permit the motor lorry to ply only through a particular route. The taxation and other conditions contemplated are under totally different sections and this section has no reference to the keeping up of vehicles for use. Under the Act XVIII of 1113 the word used is "keep". In the District Municipalities Act also the word used is "keep" so that this does not affect the revenue at all. This will apply to vehicles plying within the limits of a Town Council and if they want to ply through all the roads they will have to apply for a license. Keeping of a vehicle for use will entitle the Council to levy a tax. There the word used is "kept". Therefore this amendment is highly necessary or else it will practically lead to difficulties also. To clarify matters I shall read the section if necessary.

Mr. E. Ikkanda Warriar *(Cheruthuruthi)*: Please illustrate it by a typical case. If we use the word "use" and if we convert Vadakkancheri into a Municipality all cars that use that way or all buses that go from Trichur to Shoranur will have to take a license under this Act from the Vadakkancheri Municipality. That will amount to the levy of a toll.

Mr. M. Sivarama Menon *(Advocate-General)*: In Act XVIII of 1113 section 168 which corresponds to section 155 is as follows: "Subject to sub-section (5) of this section no person shall use any motor vehicle for carrying passengers for hire or any motor lorry on any public street except on a license obtained from the Executive Authority.

The Municipal Council may with the previous approval of the Government make rules determining the rates of fares for passengers

* Speech not corrected by the hon'ble member

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and of freight for goods carried in such vehicles and specifying the other conditions on which such licenses may be granted. Every license granted under sub-section (1) shall expire at the end of the year in which it is granted. Any person aggrieved by an order of the Executive Authority under sub-section (1) may appeal against such order against the Municipal Council. Now the necessity for this section is great. Conflicts often arise as to whether the Municipalities will have to keep quiet even if the vehicles go through roads within the Municipal area which the Municipal Councils are not willing to leave open for traffic. In British India to avoid this a new section was added and when Act XVIII of 1113 was passed here that section of British India was copied. The result of that is this. If there is a motor vehicle plying within the roads of a Town Council, that Council will have a voice to regulate even the fares so far as the traffic within the roads of that Municipal area is concerned. The Town Council is given exceptional powers to regulate their service within the Municipal area. Now suppose Vadakkancheri is converted into a Town Council and at Vadakkancheri vehicles are plying for hire. There these vehicles have to take out licenses by paying the necessary fees to the Town Council. This section has absolutely no reference to the liability to pay that license fee. It is more in the nature of a section intended for the regulation of traffic on roads within a particular area. Where the Government is recognising the rights of the Municipal Council even the Police Department says we are hereby authorised to issue licenses. Still the Municipal Council step in and say that the road is fit for traffic. Suppose that road is not fit for traffic, *i.e.*, the road is not wide enough. Therefore the Municipal Councils are given wide powers in British India which fortunately was copied in the recent Act XVIII of 1113. I am personally also satisfied that this section is intended only to regulate traffic and has absolutely nothing to do with the licensing provision, because the word used in that section is "kept". It will be found that the word throughout used in the Act XVIII of 1113 is "use" and not "keep". If you use the word "kept" there is also danger because this regulation of traffic will only apply to those vehicles which are kept during night time within those Municipal limits. Therefore I say that the amendment now brought forward is quite in order.

Mr. K. P. Kannan Nayar *(Secretary to Government):* I second it.

The amendment put and carried

Clause 155 as amended put and carried

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Clause 243

Clauses 155 to 242 put and carried

Mr. M. Sivarama Menon *(Advocate-General):* Clauses 243, 287, 288, 291, 293 and 297. The amendments are only verbal. For the words "any person with medical qualifications deputed by the President" wherever they occur, substitute the words "medical officer".

Deputy President: I think the amendment made may be put separately.

Mr. M. Sivarama Menon *(Advocate-General):* I move that in section 243 for the words "any person with medical qualifications deputed by the President" substitute the words "medical officer".

Mr. K. P. Kannan Nayar *(Secretary to Government):* I second it.

Amendment put and carried

Clause 243 as amended put and carried

Clauses 244 to 286

Clauses 244 to 286 put and carried

Clauses 287 and 288

Mr. M. Sivarama Menon *(Advocate-General):* Clause 287. I beg to move that in section 287 the words "any person with medical qualifications deputed by the President" may be omitted and instead of these words the words "medical officer" be substituted.

Mr. K. P. Kannan Nayar *(Secretary to Government):* I second it.

Amendment put and carried

Mr. M. Sivarama Menon *(Advocate-General):* Clause 288. I beg to move that in section 288 also the term "medical officer" be substituted for "any person with medical qualifications deputed by the President".

Mr. K. P. Kannan Nayar *(Secretary to Government):* I second it.

Amendment put and carried

Clauses 287 and 288 as amended put and carried

Clauses 289 and 290

Clauses 289 and 290 put and carried

Clauses 291 and 292

Mr. M. Sivarama Menon *(Advocate-General):* Clause 291. I beg to move that in clause 291 the words "any person with medical

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qualifications deputed by the President" may be omitted and substitute the words "medical officer".

Mr. K. P. Kannan Nayar *(Secretary to Government):* I second it.

Amendment put and carried

Clause 291 as amended put and carried

Clause 292 put and carried

Clauses 293 to 296

Mr. M. Sivarama Menon *(Advocate-General):* Clause 293. I beg to move that substitute the words "medical officer" instead of "any person with medical qualifications deputed by the President".

Mr. K. P. Kannan Nayar *(Secretary to Government):* I second it.

Amendment put and carried

Clause 293 as amended put and carried

Clauses 294 to 296 put and carried

Clauses 297 to 356

Mr. M. Sivarama Menon *(Advocate-General):* Clause 297. I beg to move that in clause 297 the words "any person with medical qualifications deputed by the President" may be omitted and the words "medical officer" be substituted.

Mr. K. P. Kannan Nayar *(Secretary to Government):* I second the amendment.

Amendment put and carried

Clause as amended put and carried

Clauses 298 to 356 put and carried

Mr. M. Sivarama Menon *(Advocate-General):* My amendment to schedule I is the following.—

"SCHEDULE I.

(Section 77)

Companies shall be assessed by the President on the following scale.—

Paid-up Capital.	*Half-yearly tax.*		
	Rs.	*A.*	*P.*
A. Not less than ten lakhs of rupees	65	0	0
B. Not less than five, but less than ten lakhs of rupees ..	35	0	0
C. Not less than three, but less than five lakhs of rupees..	20	0	0

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		Rs.	A.	P.
D.	Not less than two, but less than three lakhs of rupees..	15	0	0
E.	Not less than one, but less than two lakhs of rupees ..	7	8	0
F.	Less than one lakh of rupees..	4	0	0

Provided that any Company, the head office or a branch or principal office of which is not in the town and which shows that its gross income received in or from the town has not in the year immediately preceding the year of taxation exceeded—

		Rs.	A.	P.
(*a*)	Twenty-five thousand rupees, shall pay only ..	35	0	0
(*b*)	Fifteen thousand rupees, shall pay only ..	20	0	0
(*c*)	Five thousand rupees, shall pay only	7	8	0

Note: In computing the paid-up capital or the gross income of any Company which is expressed in any currency other than that in common use in Cochin, such capital or gross income shall be calculated on the value of such money in the currency in common use in Cochin, which is the same as that of British India, according to the rates of exchange prevailing on the date of assessment."

I beg to move that in schedule I framed under section 77 and appended to this Bill the original scale of Companies tax may be substituted. The original Bill as introduced contain the figures under (*a*) Rs. 65 etc. The Select Committee enhanced those rates of Companies tax to be levied within the Town Councils. The view of the Government was that the original scale should be retained. Therefore the original figures are to be restored and the Government are not accepting the higher figures arrived at by the Select Committee.

Amendment put and carried

Schedule I as amended put and carried

Schedule II to VII

Schedules II to VII put and carried

Clause 1 put and carried

The Title and Preamble put and carried

Dr. A. R. Menon *(Minister for Rural Development):* I move the Bill be taken up and finally passed day after tomorrow.

Mr. M. Sivarama Menon (*Advocate-General):* I second it.

Motion put and carried

Deputy President: The President stated this morning that the next Bill that should be taken up is the Cochin Wireless Telegraphy Bill.

The Cochin Wireless Telegraphy Bill

Mr. M. Sivarama Menon *(Advocate-General):* I beg to move that the Cochin Wireless Telegraphy Bill be read in Council.

Mr. K. P. Kannan Nayar *(Secretary to Government):* I second it.

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